

MINUTES

CIVIL SERVICE COMMISSION MEETING

Wednesday, April 2, 2014 at 9:30 a.m.

522 Kenneth Hahn Hall of Administration
Los Angeles, California 90012

9:30 A.M. CLOSED SESSION

Consideration of the appointment, employment, evaluation of performance, discipline, or dismissal of public employees pursuant to Government Code Section 54957, for the positions listed below.

CONVENED THE MEETING AT 9:31 A.M. AND WENT INTO CLOSED SESSION AT 9:32 A.M.

10:00 A.M. AGENDA

RECONVENED THE MEETING AT 10:10 A.M.

COMMISSIONERS PRESENT: DONNER, FELTON, FOX, KAHWAJIAN, MARTINEZ

Minutes of the meeting of Wednesday, March 26, 2014, for approval
APPROVED.

Consideration of Consent Calendar
APPROVED.

Unfinished Business

1. *Petition of **MELISSA BURSEY** for a hearing on her **suspension** not to exceed thirty (30) days pending investigation, effective March 14, 2013, from the position of Intermediate Typist Clerk, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 13-197**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, BARBARA MILLER, TO MAKE THE PETITIONER WHOLE FOR ANY LOSS OF PAY OR BENEFITS FROM THE PERIOD OF MARCH 19, 2013 THROUGH APRIL 20, 2013.
2. *Petition of **JOSE HOLGUIN, JR.** for a hearing on his **discharge**, effective October 23, 2012, from the position of Construction and Repair Laborer, Department of Parks and Recreation, **Case No. 12-348**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, HUGO ROSSITTER, TO REDUCE THE DISCHARGE TO A TEN (10) DAY SUSPENSION.
3. *Petition of **BAHMAN REZAIPOUR** for a hearing on his **discharge**, effective March 22, 2011, from the position of Clinical Psychologist II, Department of Mental Health, **Case No. 11-096**.*
OVERRULED THE PETITIONER'S OBJECTIONS. THE COMMISSION ADOPTED AS ITS FINAL DECISION THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, RICHARD WULLIGER, TO SUSTAIN THE DEPARTMENT.
4. *Petition of **JAMES THOMAS** for a hearing on his **discharge**, effective April 27, 2012, from the position of Warehouse Worker Aid, Registrar-Recorder/County Clerk, **Case No. 12-148**.*
THE COMMISSION SUSTAINED THE PETITIONER'S OBJECTIONS IN PART AND ANNOUNCED AS ITS NEW PROPOSED DECISION TO REDUCE THE DISCHARGE TO A FIFTEEN (15) DAY SUSPENSION. CHANGED CONCLUSION OF LAW 2 TO READ "THE RESPONDENT FAILED TO MEET ITS BURDEN OF PROOF IN ESTABLISHING ALL ALLEGATIONS. THE DISCIPLINE WAS NOT APPROPRIATE." DELETED THE CONCLUSION.
5. *Petition of **GREGORY BENTON** for a hearing on his thirty (30) day **suspension**, effective October 28, 2013, from the position of Children's Social Worker III, Department of Children and Family Services, **Case No. 13-482**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.
6. *Petition of **OLIVER MBOLO** for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Principal Information Systems Analyst, based on his claim of a Civil Service Rule 25 violation, **Case No. 13-461**.*
CONTINUED AT THE REQUEST OF THE PETITIONER.

New Business

7. *Petition of **DIANA CHAVEZ** for a hearing on her sixteen (16) day **suspension**, effective February 3, 2014, from the position of Surgical Technician, Department of Health Services, Harbor-UCLA Medical Center, **Case No. 14-63**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
8. *Petition of **CHRIS DU** for a hearing on his ten (10) day **suspension**, effective February 10, 2014, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 14-64**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
9. *Petition of **CLAUDIA JEREZ** for a hearing on her **discharge**, effective January 29, 2014, from the position of Eligibility Worker II, Department of Public Social Services, **Case No. 14-61**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
10. *Amended petition of **ELLEN DAY** for a hearing on the Director of Personnel's denial of her appeal of the **Appraisal of Promotability score** received in the examination for Social Worker Trainee, based on her claim of a Civil Service Rule 25 violation, **Case No. 13-510**.*
DENIED. (NO ONE APPEARED FOR THE PETITIONER).

Miscellaneous

11. Opportunity for members of the public to address the Commission on items of interest that are within the subject matter jurisdiction of the Commission.
NO PUBLIC COMMENTS.

ADJOURNED TO CLOSED SESSION AT 11:22 A.M.

CLOSED SESSION

Consideration of confidential peace officer appeals pursuant to Copley Press.

Unfinished Business

12. *Petitioner's request for a hearing on his **discharge**, effective February 18, 2011, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 11-062**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JUDY GUST, TO SUSTAIN THE DEPARTMENT.
13. *Petitioner's request for a hearing on his **discharge**, effective November 7, 2012, from the position of Deputy Probation Officer II, Probation Department, **Case No. 12-362**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, SUSAN GALLICK, TO SUSTAIN THE DEPARTMENT.
14. *Petitioner's request for a hearing on his **discharge**, effective August 13, 2012, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 12-265**.*
ANNOUNCED AS THE PROPOSED DECISION OF THE COMMISSION TO ACCEPT THE FINDINGS AND RECOMMENDATION OF THE HEARING OFFICER, JENNIFER GARDNER, TO SUSTAIN THE DEPARTMENT.
15. *Amended petitioner's request for a hearing on her **disqualification** and **non-promotion** to the position of Deputy Probation Officer II (Field), based on her claim of a Civil Service Rule 25 violation, **Case No. 13-470**.*
DENIED. COMMISSIONERS FELTON AND MARTINEZ DISSENTED.
16. *Petitioner's request for a hearing on her **reduction**, effective May 7, 2013, from the position of Captain to the position of Lieutenant, Sheriff's Department, **Case No. 13-245**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION. HEARING CANCELLED.

CLOSED SESSION (continued)

Unfinished Business (continued)

17. *Petitioner's request for a hearing on her **discharge**, effective October 22, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-506**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. SAME HEARING OFFICER TO BE ASSIGNED FOR SEPARATE HEARINGS OF CASE NOS. 13-506 AND 13-531.
18. *Petitioner's request for a hearing on her **discharge**, effective October 22, 2013, from the position of Deputy Sheriff, Sheriff's Department, **Case No. 13-531**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED. SAME HEARING OFFICER TO BE ASSIGNED FOR SEPARATE HEARINGS OF CASE NOS. 13-506 AND 13-531.
19. *Petitioner's request for a hearing on his **disqualification** from the position of Deputy Probation Officer II (Field), Probation Department, based on his claim of a Civil Service Rule 25 violation, **Case No. 13-584**.*
RECEIVED AND FILED COMMUNICATION WITHDRAWING THE PETITION.
20. *Petitioner's request for a hearing on his seven (7) day **suspension**, effective January 6, 2014, from the position of Bureau Chief, Probation Department, **Case No. 14-16**.*
WITHDRAWN.

New Business

21. *Petitioner's request for a hearing on her twenty (20) day **suspension**, effective February 10, 2014, from the position of Deputy Probation Officer II, Probation Department, **Case No. 14-62**.*
HEARING GRANTED – HEARING OFFICER TO BE ASSIGNED.
22. *Petitioner's request for a hearing on the Director of Personnel's denial of his appeal of the **Appraisal of Promotability score** received in the examination for Supervising Transportation Deputy, Probation, **Case No. 14-59**.*
THE COMMISSION RAISED THE PETITIONER'S APPRAISAL OF PROMOTABILITY SCORE IN ORDER TO MOVE HIM TO BAND ONE.

ADJOURNED CLOSED SESSION AND RECONVENED THE MEETING AT 12:25 P.M.

READ INTO THE RECORD AN ACCOUNTING OF ACTIONS TAKEN DURING CLOSED SESSION.

ADJOURNED THE MEETING AT 12:26 P.M.

Legal Advisors:
Lester J. Tolnai and Edwin A. Lewis

Head Civil Service Commission:
Steve Cheng

Head Commission Specialist:
Steve Erickson

APPROVED BY THE CIVIL SERVICE
COMMISSION ON APRIL 9, 2014

A handwritten signature in cursive script that reads "Lawrence D. Crocker".

Lawrence D. Crocker
Executive Director